

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

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GEORGE HOEY MORRIS \*

Plaintiff, \*

v. \* 2:07-CV-1059-WKW

HON. SUSAN JAMES, *et al.*, \*

Defendants. \*

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**ORDER**

Upon consideration of Plaintiff's objections to the January 9, 2008 Recommendation of the Magistrate Judge, it is

ORDERED that the Recommendation of the Magistrate Judge (*Doc. No. 5*) be and is hereby WITHDRAWN.

It is further

ORDERED that Plaintiff is GRANTED an extension to and including January 30, 2008 to submit either the \$350.00 filing fee or file the appropriate affidavit in support of a motion for leave to proceed *in forma pauperis*.<sup>1</sup> Plaintiff is cautioned that his failure to comply with this Order will result in a recommendation by the undersigned that this case be dismissed.

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<sup>1</sup>Plaintiff's motion for IFP status should be accompanied by a prison account statement from the account clerk at the Montgomery City Jail showing the average monthly balance in his prison account for the 6-month period immediately preceding the filing of this complaint and the average monthly deposits to his account during the past six months.

DONE, this 17<sup>th</sup> day of January 2008.

/s/ Susan Russ Walker

SUSAN RUSS WALKER  
UNITED STATES MAGISTRATE JUDGE